

# United States District Court

WESTERN DISTRICT OF WASHINGTON

RAFAEL RIVERA

v.

CITY OF LACEY *et al.*

JUDGMENT IN A CIVIL CASE

CASE NUMBER: C08-5719RBL-KLS

       **Jury Verdict.** This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

  X   **Decision by Court.** This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

IT IS ORDERED AND ADJUDGED

1. Plaintiff's Motion for a stay of Proceedings [Dkt. #10] is **DENIED**.
2. The Court adopts the Report and Recommendation.
3. This action is **DISMISSED WITHOUT PREJUDICE** pursuant to *Heck v. Humphrey*, 512 U.S. 477 (1994).

                    May 26, 2009                    

                    BRUCE RIFKIN                    

Clerk

                    /s/ Jennie L. Patton                    

Deputy Clerk